



**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF MISSISSIPPI
NORTHERN DIVISION**

**JOHN ROBERT SMITH, SHIRLEY HALL,
and GENE WALKER**

PLAINTIFFS

VS.

Civil Action No. 3:01-cv-855-HTW-DCB-EGJ

**MICHAEL WATSON¹, Secretary of State of Mississippi;
LYNN FITCH², Attorney General for the State of Mississippi;
TATE REEVES³, Governor of the State of Mississippi;
MISSISSIPPI REPUBLICAN EXECUTIVE COMMITTEE; and
MISSISSIPPI DEMOCRATIC EXECUTIVE COMMITTEE**

DEFENDANTS

and

**BEATRICE BRANCH, RIMS BARBER, L. C. DORSEY,
DAVID RULE, JAMES WOODWARD, JOSEPH P. HUDSON,
and ROBERT NORVEL**

INTERVENORS

CONSOLIDATED WITH

**KELVIN BUCK, THOMAS PLUNKETT,
JEANETTE SELF, CHRISTOPHER TAYLOR,
JAMES CROWELL, CLARENCE MAGEE, and
HOLLIS WATKINS, on behalf of themselves
and all others similarly situated**

PLAINTIFFS

VS.

CIVIL ACTION NO. 3-11-cv-717-HTW-LRA

TATE REEVES, in his official capacity as Governor

¹Michael Watson is the successor in office to Delbert Hosemann who was a party in his official capacity. Michael Watson is automatically substituted for Hosemann pursuant to Fed. R. Civ. P. 25(d).

²Lynn Fitch is the successor in office to Jim Hood who was a party in his official capacity. Lynn Fitch is automatically substituted for Hood pursuant to Fed. R. Civ. P. 25(d).

³Tate Reeves is the successor in office to Haley Barbour who was a party in his official capacity. Tate Reeves is automatically substituted for Barbour pursuant to Fed. R. Civ. P. 25(d).

of the State of Mississippi, LYNN FITCH in her official capacity as Attorney General of the State of Mississippi, and MICHAEL WATSON, in his official capacity as Secretary of State of the State of Mississippi, as members of the State Board of Election Commissioners; THE MISSISSIPPI REPUBLICAN PARTY EXECUTIVE COMMITTEE; THE MISSISSIPPI DEMOCRATIC PARTY EXECUTIVE COMMITTEE; and ELIJAH WILLIAMS, in his official capacity as Chairman of the Tunica County, Mississippi Board of Election Commissioners, on behalf of himself and all others similarly situated

DEFENDANTS

NOTICE OF APPEAL

COME NOW the plaintiffs in Civil Action No. 3:11-cv-717, Kelvin Buck, Thomas Plunkett, Jeanette Self, Christopher Taylor, James Crowell, Clarence Magee, and Hollis Watkins (“the Buck plaintiffs”), and, pursuant to 28 U. S. C. §§ 1253, 2101(b), and 2284 and U. S. Sup. Ct. R. 18 and 29, appeal to the United States Supreme Court from the (final) Memorandum Opinion and Order entered by the three-judge district court for the Southern District of Mississippi on July 25, 2022, [Doc. No. 206], the Memorandum Opinion and Order entered by the three-judge district court on July 25, 2022, [Doc. No. 205], and the Memorandum Opinion and Order entered by the three-judge district court on May 23, 2022. [Doc. No. 192], granting the defendants’ Rule 60(b)(5) motion to vacate, in its entirety, the final judgment entered on December 30, 2011 implementing the congressional redistricting plan and denying the Buck plaintiffs’ motion to amend the final judgment entered on December 30, 2011 instead of vacating it in its entirety.

This the 22nd day of September, 2022.

Respectfully submitted,
KELVIN BUCK, THOMAS PLUNKETT,
JEANETTE SELF, CHRISTOPHER TAYLOR,
JAMES CROWELL, CLARENCE MAGEE, and

HOLLIS WATKINS,
PLAINTIFFS

/s/ Carroll Rhodes

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CERTIFICATE OF SERVICE

I, Carroll Rhodes, one of the attorneys for the Buck plaintiffs, hereby certify that I have this day electronically filed the foregoing Pleading with the Clerk of the Court using the PACER CM/ECF system which sent notification of such filing to the following counsel and that I mailed, by the United States Mail, First-Class postage prepaid, a true and correct copy of the above and foregoing:

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This the 22nd day of September, 2022.

/s/ Carroll Rhodes

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